

REMARKS

Reconsideration of this application is requested in view of the amendments to the claims and the remarks presented herein.

The claims in the application are claims 1 to 16, 19 and 20, all other claims having been cancelled. The Examiner's suggestions with respect to claims 1 to 15 have been adopted. The article "A" has been changed to "The" and claim 1 was amended as suggested by the Examiner.

With respect to the objections to the declaration, Applicants will submit a new declaration as soon as it is signed by the inventors to replace the one objected to by the Examiner.

Claims 1 to 16, 19 and 20 were rejected as being indefinite. The Examiner objected to the expression "and/or" and claim 12 was objected in the structure of R_2 since it was not clear where R_2 was connected to the nitrogen. Claim 13 was objected to as lacking antecedent basis and claim 16 was objected to as being indefinite in various terms.

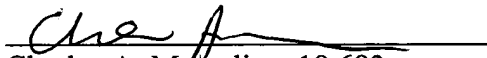
Applicants respectfully traverse this ground of rejection since the claims as amended are believed to properly define the invention. The expression "and/or" is no

longer used in the claims and claim 1 has been amended to provide antecedent basis for claim 13 and claim 16 has been cancelled. With respect to claim 12, the rejection is not understood since it is believed to be clear that R₂ is attached to the nitrogen by the free bond extending from the position next to the amino group of the substituent. Therefore, the amended claims are believed to properly define the invention and withdrawal of this ground of rejection is requested.

Claims 19 and 20 were rejected under 35 USC 112, first paragraph, since the Examiner was of the opinion that the specification was not enabling for the claim in its present scope with respect to the fungi. Applicants disagree with the Examiner's interpretation of the specification since on pages 5 and 6, there are various fungi listed which are believed to properly support the claims and there is test data supported on the last page of the specification which is adequate using an art recognized test as can be seen from Exhibit A filed herewith. However, in order expedite the prosecution, Applicants have limited claims 19 and 20 to the compounds of claim 15.

In view of the amendments to the claims and the above remarks, it is believed that the claims clearly point out Applicants' patentable contribution and favorable reconsideration of the application is requested.

Respectfully submitted,
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Enclosures